

## REMARKS

Claims 1-4, 13-16, and 31-42 are pending in this application. Reconsideration in view of the following remarks is respectfully requested.

Applicants gratefully acknowledge the courtesies extended by Examiner Lee on February 6, 2008 in a personal interview. However, because Applicants are predating the *Li et al.* reference (U.S. Patent No. 7,157,068, hereinafter referred to as "Li"), Applicants respectfully submit that all pending rejections are moot.

### 1. 35 U.S.C. §102(e)

The Office Action rejects claims 33-35, 37-39, and 41 under 35 U.S.C. §102(e) as being anticipated by *Li*. The rejection is respectfully traversed.

As shown in the attached documents, including the 1.131 Declaration, the inventive date of the present application was on or before May 9, 2002, which is before the filing date of May 20, 2002 of *Li*. As such, *Li* is not prior art to the present application.

For at least the reasons set forth above, Applicants respectfully request withdrawal of the 35 U.S.C. §102(e) rejection.

### 2. 35 U.S.C. §103(a)

The Office Action rejects the remaining claims under 35 U.S.C. §103(a) over *Li* alone, in view of *Coll et al.* (U.S. Patent No. 6,596,187, hereinafter referred to as "Coll"), or in view of *Coll* in further view of *Kaiser* (U.S. Patent Publication No. 2002/0068213). Because *Li* is not prior art, Applicants respectfully submit that all pending rejections under 35 U.S.C. §103(a) are moot.

As such, because all 103(a) rejections require the *Li* reference, and *Li* is not prior art, withdrawal of the rejections is respectfully requested.

**3. Conclusion**

Applicants invite the Examiner to contact Applicants' representative at the telephone number listed below if any issues remain in this matter, or if a discussion regarding any portion of the application is desired by the Examiner.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicants respectfully petition for an appropriate extension of time. The fees for such extension of time may be charged to our Deposit Account No. 02-4800.

In the event that any additional fees are due with this paper, please charge our Deposit Account No. 02-4800.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

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By:



                          
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